

BEFORE THE GRIEVANCE COMMITTEE FOR THE STATE BAR
DISTRICT NO. 8-B THE STATE BAR OF TEXAS

COMPLAINT AGAINST

X

RONALD H. MOODY

X

NO. 8B-0064-86-87

WACO, TEXAS

X

AGREED JUDGMENT OF SUSPENSION

BE IT REMEMBERED that a complaint was docketed with the Grievance Committee for State Bar District No. 8-B, State Bar of Texas, against Ronald H. Moody, a licensed attorney and member of the State Bar of Texas, residing and maintaining an office in Waco, McLennan County, Texas, by the said Grievance Committee as complainant, alleging certain acts of professional misconduct on the part of said Ronald H. Moody, hereinafter referred to as "Respondent," which occurred in McLennan County, Texas. The Committee has considered the complaint, and Respondent, after being duly notified of the complaint, submitted his response to the allegations, and the Committee, having considered the complaint, response, and all evidence submitted to it, makes the following findings of fact:

That Respondent, Ronald H. Moody, made large cash campaign contributions to District Attorney Vic Feazell; that such large campaign contributions appeared to influence Vic Feazell's actions as a public official; that such large cash contributions were solicited and accepted by Vic Feazell; that such large cash contributions had at least the appearance of impropriety; and that respondent pleaded guilty to a misdemeanor offense of failure to pay income tax, a violation of 26 U.S.C. § 7203.

Based upon and in consideration of the above findings of fact, the Committee makes the following conclusions of law:



I certify that this is a true and correct copy of the original.

By: *Shirley A. Hellano*
Authorized Representative

7018255:6f2

That such conduct on the part of Ronald H. Moody constituted conduct prejudicial to the administration of justice and conduct that adversely reflects on his fitness to practice law in violation of DR 1-102(A) (5) and (6) of the Disciplinary Rules of the State Bar of Texas.

By reason of the foregoing findings of fact and conclusions of law, the Committee is of the opinion that Respondent is guilty of professional misconduct and should be disciplined. However, the Committee further finds the existence of mitigating circumstances which warrant consideration by the Committee in connection with the imposition of disciplinary sanctions including the following:

That Respondent disclosed such conduct to government investigators and prosecutors; that Respondent cooperated with government investigators and prosecutors in connection with a criminal action against Vic Feazell; that Respondent testified truthfully in such criminal proceeding against Vic Feazell; that Respondent is remorseful with regard to such misconduct on his part; that Respondent has a good reputation in the community; and that Respondent has already suffered by reason of damage to his law practice.

Considering the professional misconduct described above, and the mitigating circumstances described above, the Committee is of the opinion that Respondent should be suspended from the practice of law for one year. It further appears to the Committee that the best interest of the public and of Respondent will be served by suspending the imposition of the foregoing disciplinary sanction and allowing Respondent to continue to practice law under probation for a period of one year, subject to Respondent's compliance with the terms and conditions of probation set forth below, said period of probation to begin on the date that Respondent agrees to the entry of this judgment by signing and having acknowledged the Consent to Judgment form appended to the Agreed Judgment of Suspension.

It is, therefore, ORDERED that Respondent is hereby suspended from the practice of law in the State of Texas for one year; that the imposition of such disciplinary sanction is hereby suspended subject to the following terms and conditions of probation; and that Respondent shall comply with the following terms and conditions of probation for a period of one year beginning on the date that Respondent agrees to the entry of this Judgment:

1. That Respondent shall commit no offense against the laws of this State or of any other State or of the United States.
2. That Respondent shall commit no violation of any of the Disciplinary Rules of the State Bar of Texas.
3. That Respondent shall conform his conduct to the Code of Professional Responsibility governing the conduct of lawyers in the State of Texas.

It is ORDERED that for so long as Respondent complies with the foregoing terms and conditions of probation, the disciplinary sanction consisting of a one-year suspension of Respondent's license to practice law shall be suspended; but upon a finding by the Committee that Respondent has failed to comply with the terms and conditions of probation, such disciplinary sanction shall be forthwith imposed upon the making of such finding by the Committee, and Respondent shall be suspended from the practice of law for one year thereafter, and during such suspension shall be enjoined from practicing law in the State of Texas, from holding himself out as an attorney at law, from performing any legal services for others, from accepting any legal fee directly or indirectly, from appearing as

counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body, and from holding himself out to others or using his name, in any manner, in conjunction with the words "attorney," "attorney at law," "counselor at law," or "lawyer," and further shall thereupon be required to immediately surrender his Texas law license and permanent State Bar Card to the Clerk of the Supreme Court of Texas.

This judgment shall become final upon the General Counsel of the State Bar of Texas declining to appeal this Agreed Judgment by signing the "Decline to Appeal" appended hereto, all in accordance with the provisions of the State Bar Rules governing the State Bar of Texas.

In accordance with Article 10, Section 14(B), of the Rules Governing the State Bar of Texas, copies of this Judgment shall be forwarded to the Executive Director of the State Bar of Texas, the General Counsel of the State Bar of Texas, the Clerk of the Supreme Court of Texas, and the Clerk of the District Court of McLennan County, Texas, for entry upon the minutes of said Court, to be made a matter of record and appropriately recorded as the official action of the Committee.

Respondent is warned that he may expect no leniency as to the imposition of professional discipline for any future acts of professional misconduct.

SIGNED this 4th day of December, 1987.

GRIEVANCE COMMITTEE
DISTRICT NO. 8-B
STATE BAR OF TEXAS

BY:

Larry O. Brady
Larry O. Brady, Chairman

BY:

Louis Woodall
Louis Woodall, Secretary

CONSENT TO JUDGMENT

In connection with charges of professional misconduct filed against me and considered by your Committee, I hereby consent to entry of the attached judgment in the form submitted to me pursuant to Article X, Section 14, of the State Bar Rules.

SIGNED this 5th day of December, 1987.

Ronald H. Moody
Ronald H. Moody
Bar Card No. 14310000

THE STATE OF TEXAS X

COUNTY OF McLENNAN X

BEFORE ME, the undersigned, a notary public in and for the State of Texas, on this day personally appeared Ronald H. Moody, known to me to be the person whose name is subscribed above, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 5th day of December, 1987.

Frank Beard
Notary Public in and for FRANK BEARD
the State of Texas

My Commission expires: 7/11/88

NOTICE

Pursuant to Article X, Section 10(F) of the State Bar Rules, either the General Counsel of the State Bar of Texas or the complainant, with the consent of the General Counsel, may appeal a sanction which is clearly inappropriate. Therefore, this judgment is not final until the General Counsel has declined to appeal or until an appeal, if any, is determined by the Disciplinary Review Committee.

On this 18th day of December, 1987, I, Steven D. Peterson, General Counsel of the State Bar of Texas, do hereby decline to appeal the attached judgment.

Steven D. Peterson
Steven D. Peterson,
General Counsel, State Bar of Texas

BEFORE THE GRIEVANCE COMMITTEE FOR THE STATE BAR
DISTRICT NO. 8-B THE STATE BAR OF TEXAS

COMPLAINT AGAINST X
KENNETH H. CROW X NO. 8B-0066-86-87
WACO, TEXAS X

AGREED JUDGMENT OF SUSPENSION

BE IT REMEMBERED that a complaint was docketed with the Grievance Committee for State Bar District No. 8-B, State Bar of Texas, against Kenneth H. Crow, a licensed attorney and member of the State Bar of Texas, residing and maintaining an office in Waco, McLennan County, Texas, by the said Grievance Committee as complainant, alleging certain acts of professional misconduct on the part of said Kenneth H. Crow, hereinafter referred to as "Respondent," which occurred in McLennan County, Texas. The Committee has considered the complaint, and Respondent, after being duly notified of the complaint, submitted his response to the allegations, and the Committee, having considered the complaint, response, and all evidence submitted to it, makes the following findings of fact:

That Respondent, Kenneth H. Crow, made large cash campaign contributions to District Attorney Vic Feazell; that such large campaign contributions appeared to influence Vic Feazell's actions as a public official; that such large cash contributions were solicited and accepted by Vic Feazell; that such large cash contributions had at least the appearance of impropriety; and that respondent pleaded guilty to a misdemeanor offense of failure to pay income tax, a violation of 26 U.S.C. § 7203.

Based upon and in consideration of the above findings of fact, the Committee makes the following conclusions of law:



I certify that this is a true and correct copy of the original.

By: *Shelia Williams*
Authorized Representative

Date: 2-20-2020

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That such conduct on the part of Respondent, Kenneth H. Crow, constituted conduct prejudicial to the administration of justice and conduct that adversely reflects on his fitness to practice law in violation of DR 1-102(A) (5) and (6) of the Disciplinary Rules of the State Bar of Texas.

By reason of the foregoing findings of fact and conclusions of law, the Committee is of the opinion that Respondent is guilty of professional misconduct and should be disciplined. However, the Committee further finds the existence of mitigating circumstances which warrant consideration by the Committee in connection with the imposition of disciplinary sanctions including the following:

That Respondent disclosed such conduct to government investigators and prosecutors; that Respondent cooperated with government investigators and prosecutors in connection with a criminal action against Vic Feazell; that Respondent is remorseful with regard to such misconduct on his part; that Respondent has a good reputation in the community; and that Respondent has already suffered by reason of damage to his law practice.

Considering the professional misconduct described above, and the mitigating circumstances described above, the Committee is of the opinion that Respondent should be suspended from the practice of law for one year. It further appears to the Committee that the best interest of the public and of Respondent will be served by suspending the imposition of the foregoing disciplinary sanction and allowing Respondent to continue to practice law under probation for a period of one year, subject to Respondent's compliance with the terms and conditions of probation set forth below, said period of probation to begin on the date that Respondent agrees to the entry of this judgment by signing and having acknowledged the Consent to Judgment form appended to the Agreed Judgment of Suspension.

It is, therefore, ORDERED that Respondent is hereby suspended from the practice of law in the State of Texas for one year; that the imposition of such disciplinary sanction is hereby suspended subject to the following terms and conditions of probation; and that Respondent shall comply with the following terms and conditions of probation for a period of one year beginning on the date that Respondent agrees to the entry of this Judgment:

1. That Respondent shall commit no offense against the laws of this State or of any other State or of the United States.
2. That Respondent shall commit no violation of any of the Disciplinary Rules of the State Bar of Texas.
3. That Respondent shall conform his conduct to the Code of Professional Responsibility governing the conduct of lawyers in the State of Texas.

It is ORDERED that for so long as Respondent complies with the foregoing terms and conditions of probation, the disciplinary sanction consisting of a one-year suspension of Respondent's license to practice law shall be suspended; but upon a finding by the Committee that Respondent has failed to comply with the terms and conditions of probation, such disciplinary sanction shall be forthwith imposed upon the making of such finding by the Committee, and Respondent shall be suspended from the practice of law for one year thereafter, and during such suspension shall be enjoined from practicing law in the State of Texas, from holding himself out as an attorney at law, from performing any legal services for others, from accepting any legal fee directly or indirectly, from appearing as

counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body, and from holding himself out to others or using his name, in any manner, in conjunction with the words "attorney," "attorney at law," "counselor at law," or "lawyer," and further shall thereupon be required to immediately surrender his Texas law license and permanent State Bar Card to the Clerk of the Supreme Court of Texas.

This judgment shall become final upon the General Counsel of the State Bar of Texas declining to appeal this Agreed Judgment by signing the "Decline to Appeal" appended hereto, all in accordance with the provisions of the State Bar Rules governing the State Bar of Texas.

In accordance with Article 10, Section 14(B), of the Rules Governing the State Bar of Texas, copies of this Judgment shall be forwarded to the Executive Director of the State Bar of Texas, the General Counsel of the State Bar of Texas, the Clerk of the Supreme Court of Texas, and the Clerk of the District Court of McLennan County, Texas, for entry upon the minutes of said Court, to be made a matter of record and appropriately recorded as the official action of the Committee.

Respondent is warned that he may expect no leniency as to the imposition of professional discipline for any future acts of professional misconduct.

SIGNED this 4th day of December, 1987.

GRIEVANCE COMMITTEE
DISTRICT NO. 8-B
STATE BAR OF TEXAS


BY: Larry O. Brady
Larry O. Brady, Chairman

BY: Louis Woodall
Louis Woodall, Secretary

CONSENT TO JUDGMENT

In connection with charges of professional misconduct filed against me and considered by your Committee, I hereby consent to entry of the attached judgment in the form submitted to me pursuant to Article X, Section 14, of the State Bar Rules.

SIGNED this 5 day of DEC, 1987.



Kenneth H. Crow
Bar Card No. 05156000

THE STATE OF TEXAS X

COUNTY OF MCLENNAN X

BEFORE ME, the undersigned, a notary public in and for the State of Texas, on this day personally appeared Kenneth H. Crow, known to me to be the person whose name is subscribed above, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

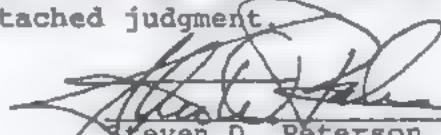
GIVEN UNDER MY HAND AND SEAL OF OFFICE this 5th day of December, 1987.


Notary Public in and for FRANK BEARD
the State of Texas
My Commission expires: 7/11/88

NOTICE

Pursuant to Article X, Section 10(F) of the State Bar Rules, either the General Counsel of the State Bar of Texas or the complainant, with the consent of the General Counsel, may appeal a sanction which is clearly inappropriate. Therefore, this judgment is not final until the General Counsel has declined to appeal or until an appeal, if any, is determined by the Disciplinary Review Committee.

On this 13th day of December, 1987, I, Steven D. Peterson, General Counsel of the State Bar of Texas, do hereby decline to appeal the attached judgment.


Steven D. Peterson,
General Counsel, State Bar of Texas

BEFORE THE GRIEVANCE COMMITTEE FOR THE STATE BAR
DISTRICT NO. 8-B THE STATE BAR OF TEXAS

COMPLAINT AGAINST	X	
DONALD O. HALL	X	NO. 8B-0065-86-87
WACO, TEXAS	X	

AGREED JUDGMENT OF SUSPENSION

BE IT REMEMBERED that a complaint was docketed with the Grievance Committee for State Bar District No. 8-B, State Bar of Texas, against Donald O. Hall, a licensed attorney and member of the State Bar of Texas, residing and maintaining an office in Waco, McLennan County, Texas, by the said Grievance Committee as complainant, alleging certain acts of professional misconduct on the part of said Donald O. Hall, hereinafter referred to as "Respondent," which occurred in McLennan County, Texas. The Committee has considered the complaint, and Respondent, after being duly notified of the complaint, submitted his response to the allegations, and the Committee, having considered the complaint, response, and all evidence submitted to it, makes the following findings of fact:

That Respondent, Donald O. Hall, admitted to the payment of bribes by himself and his law firm to District Attorney Vic Feazell in exchange for the said District Attorney's favorable treatment and disposition of certain of Respondent's clients' cases and for the agreement of said District Attorney Vic Feazell to exercise his discretion as a public official in favor of certain of Respondent's clients, which bribes were solicited, received, and accepted by Vic Feazell. Further, Respondent pleaded guilty to a misdemeanor offense of failure to pay income tax, a violation of 26 U.S.C. § 7203.

Based upon and in consideration of the above findings of fact, the Committee makes the following conclusions of law:



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I certify that this is a true and correct copy of the original.
Abel M. Mullan
Authorized Representative

That the conduct of Respondent, Donald O. Hall, constituted violations of DR 1-102(A)(1), (3), (4), (5), (6), DR 2-107, DR 7-102(A)(7), (8), and DR 7-110(A) of the Disciplinary Rules of the State Bar of Texas.

By reason of the foregoing findings of fact and conclusions of law, the Committee is of the opinion that Respondent is guilty of professional misconduct and should be disciplined. However, the Committee further finds the existence of mitigating circumstances which warrant consideration by the Committee in connection with the imposition of disciplinary sanctions including the following:

That Respondent disclosed the illegal conduct of himself and others to government investigators and prosecutors; that Respondent cooperated with government investigators and prosecutors in connection with a criminal action against Vic Feazell, at potential risk to Respondent and his family; that Respondent testified truthfully and with candor in such criminal proceeding against Vic Feazell; that Respondent is remorseful with regard to such misconduct on his part; that Respondent has a good reputation in the community; that Respondent has already suffered punishment by reason of his remorse, a period of confinement in jail, damage to his law practice, shame and humiliation; that Respondent is in very poor health and suffers from serious illnesses and personal problems; that Respondent has a history of participation in community service activities; and that Respondent has no prior disciplinary record.

Considering the professional misconduct described above, and the mitigating circumstances described above, the Committee is of the opinion that Respondent should be suspended from the practice of law for three years. It further appears to the Committee that the best interest of the public and of Respondent will be served by suspending the imposition of the foregoing disciplinary sanction and allowing Respondent to continue to practice law under probation for a period of three years, subject to Respondent's compliance with the terms and conditions of probation set forth below, said period of

probation to begin on the date that Respondent agrees to the entry of this judgment by signing and having acknowledged the Consent to Judgment form appended to the Agreed Judgment of Suspension.

It is, therefore, ORDERED that Respondent is hereby suspended from the practice of law in the State of Texas for three years; that the imposition of such disciplinary sanction is hereby suspended subject to the following terms and conditions of probation; and that Respondent shall comply with the following terms and conditions of probation for a period of three years beginning on the date that Respondent agrees to the entry of this Judgment:

1. That Respondent shall commit no offense against the laws of this State or of any other State or of the United States.
2. That Respondent shall commit no violation of any of the Disciplinary Rules of the State Bar of Texas.
3. That Respondent shall conform his conduct to the Code of Professional Responsibility governing the conduct of lawyers in the State of Texas.

It is ORDERED that for so long as Respondent complies with the foregoing terms and conditions of probation, the disciplinary sanction consisting of a three-year suspension of Respondent's license to practice law shall be suspended; but upon a finding by the Committee that Respondent has failed to comply with the terms and conditions of probation, such disciplinary sanction shall be forthwith imposed upon the making of such finding by the Committee, and Respondent shall be suspended from the practice of law for three years thereafter, and during such suspension shall be enjoined from

practicing law in the State of Texas, from holding himself out as an attorney at law, from performing any legal services for others, from accepting any legal fee directly or indirectly, from appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body, and from holding himself out to others or using his name, in any manner, in conjunction with the words "attorney," "attorney at law," "counselor at law," or "lawyer," and further shall thereupon be required to immediately surrender his Texas law license and permanent State Bar Card to the Clerk of the Supreme Court of Texas.

This judgment shall become final upon the General Counsel of the State Bar of Texas declining to appeal this Agreed Judgment by signing the "Decline to Appeal" appended hereto, all in accordance with the provisions of the State Bar Rules governing the State Bar of Texas.

In accordance with Article 10, Section 14(B), of the Rules Governing the State Bar of Texas, copies of this Judgment shall be forwarded to the Executive Director of the State Bar of Texas, the General Counsel of the State Bar of Texas, the Clerk of the Supreme Court of Texas, and the Clerk of the District Court of McLennan County, Texas, for entry upon the minutes of said Court, to be made a matter of record and appropriately recorded as the official action of the Committee.

Respondent is warned that he may expect no leniency as to the imposition of professional discipline for any future acts of professional misconduct.

SIGNED this 4th day of December, 1987.

GRIEVANCE COMMITTEE
DISTRICT NO. 8-B
STATE BAR OF TEXAS

BY:

Larry C. Brady
Larry C. Brady, Chairman

BY:

Louis Woodall
Louis Woodall, Secretary

CONSENT TO JUDGMENT

In connection with charges of professional misconduct filed against me and considered by your Committee, I hereby consent to entry of the attached judgment in the form submitted to me pursuant to Article X, Section 14, of the State Bar Rules.

SIGNED this 5th day of December, 1987.

Donald O. Hall
Donald O. Hall
Bar Card No. 08748000

THE STATE OF TEXAS X

COUNTY OF McLENNAN I

BEFORE ME, the undersigned, a notary public in and for the State of Texas, on this day personally appeared Donald O. Hall, known to me to be the person whose name is subscribed above, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 5th day of December, 1987.



EILDA R. WOLFE
Notary Public, State of Texas
My Commission Expires 9-3-89

Eilda R. Wolfe
Notary Public in and for
the State of Texas

My Commission expires: Sept. 3, 1989

NOTICE

Pursuant to Article X, Section 10(F) of the State Bar Rules, either the General Counsel of the State Bar of Texas or the complainant, with the consent of the General Counsel, may appeal a sanction which is clearly inappropriate. Therefore, this judgment is not final until the General Counsel has declined to appeal or until an appeal, if any, is determined by the Disciplinary Review Committee.

On this 18th day of December, 1987, I, Steven D. Peterson, General Counsel of the State Bar of Texas, do hereby decline to appeal the attached judgment.

Steven D. Peterson
Steven D. Peterson,
General Counsel, State Bar of Texas

BEFORE THE GRIEVANCE COMMITTEE FOR THE STATE BAR
DISTRICT NO. 8-B THE STATE BAR OF TEXAS

COMPLAINT AGAINST

X

WALTER DICK KETTLER

X

NO. 8B-0067-86-87

WACO, TEXAS

X

AGREED JUDGMENT OF SUSPENSION

BE IT REMEMBERED that a complaint was docketed with the Grievance Committee for State Bar District No. 8-B, State Bar of Texas, against Walter Dick Kettler, a licensed attorney and member of the State Bar of Texas, residing and maintaining an office in Waco, McLennan County, Texas, by the said Grievance Committee as complainant, alleging certain acts of professional misconduct on the part of said Walter Dick Kettler, hereinafter referred to as "Respondent," which occurred in McLennan County, Texas. The Committee has considered the complaint, and Respondent, after being duly notified of the complaint, submitted his response to the allegations, and the Committee, having considered the complaint, response, and all evidence submitted to it, makes the following findings of fact:

That Respondent, Walter Dick Kettler, admitted complicity in the payment of bribes by his law partner and his law firm to District Attorney Vic Feazell in exchange for the said District Attorney's favorable treatment and disposition of clients' cases and for the agreement of said District Attorney Vic Feazell to exercise his discretion as a public official in favor of clients of Respondent's law partner and law firm, which bribes were solicited, received, and accepted by Vic Feazell. Further, Respondent pleaded guilty to a misdemeanor offense of failure to pay income tax, a violation of 26 U.S.C. § 7203.

Based upon and in consideration of the above findings of fact, the Committee makes the following conclusions of law:

7018252:5f1

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I certify that this is a true and correct copy of the original.

By: *Paul Sheelano*
Authorized Representative

Date: 2-20-2020

That the conduct of Respondent, Walter Dick Kettler, constituted violations of certain of the Disciplinary Rules of the State Bar of Texas, including DR 1-102(A)(1), (5) and (6), DR 1-103(A), DR 7-102(A)(8), and DR 7-110(A).

By reason of the foregoing findings of fact and conclusions of law, the Committee is of the opinion that Respondent is guilty of professional misconduct and should be disciplined. However, the Committee further finds the existence of mitigating circumstances which warrant consideration by the Committee in connection with the imposition of disciplinary sanctions including the following:

That Respondent was among the first to disclose the illegal conduct of himself and others to government investigators and prosecutors; that Respondent cooperated fully with and assisted government investigators and prosecutors in connection with a criminal action against Vic Feazell, at potential risk to Respondent and his family; that Respondent testified truthfully and with candor and forthrightness in such criminal proceeding against Vic Feazell; that Respondent is truly remorseful and repentant with regard to such misconduct on his part; that Respondent has a good reputation in the community among both lawyers and laymen; that many citizens and respected members of the community have attested to Respondent's good character and repentance and have urged that he be accorded leniency; that Respondent has already suffered immeasurably by reason of his intense remorse and the discredit which he feels he has brought on himself, his family, and his profession.

Considering the professional misconduct described above, and the mitigating circumstances described above, the Committee is of the opinion that Respondent should be suspended from the practice of law for one year. It further appears to the Committee that the best interest of the public and of Respondent will be served by suspending the imposition of the foregoing disciplinary sanction and allowing Respondent to continue to practice law under probation for a period of one year, subject to Respondent's compliance with the terms and conditions of probation set forth below, said period of

probation to begin on the date that Respondent agrees to the entry of this judgment by signing and having acknowledged the Consent to Judgment form appended to the Agreed Judgment of Suspension.

It is, therefore, ORDERED that Respondent is hereby suspended from the practice of law in the State of Texas for one year; that the imposition of such disciplinary sanction is hereby suspended subject to the following terms and conditions of probation; and that Respondent shall comply with the following terms and conditions of probation for a period of one year beginning on the date that Respondent agrees to the entry of this Judgment:

1. That Respondent shall commit no offense against the laws of this State or of any other State or of the United States.
2. That Respondent shall commit no violation of any of the Disciplinary Rules of the State Bar of Texas.
3. That Respondent shall conform his conduct to the Code of Professional Responsibility governing the conduct of lawyers in the State of Texas.

It is ORDERED that for so long as Respondent complies with the foregoing terms and conditions of probation, the disciplinary sanction consisting of a one-year suspension of Respondent's license to practice law shall be suspended; but upon a finding by the Committee that Respondent has failed to comply with the terms and conditions of probation, such disciplinary sanction shall be forthwith imposed upon the making of such finding by the Committee, and Respondent shall be suspended from the practice of law for one year thereafter, and during such suspension shall be enjoined from

practicing law in the State of Texas, from holding himself out as an attorney at law, from performing any legal services for others, from accepting any legal fee directly or indirectly, from appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body, and from holding himself out to others or using his name, in any manner, in conjunction with the words "attorney," "attorney at law," "counselor at law," or "lawyer," and further shall thereupon be required to immediately surrender his Texas law license and permanent State Bar Card to the Clerk of the Supreme Court of Texas.

This judgment shall become final upon the General Counsel of the State Bar of Texas declining to appeal this Agreed Judgment by signing the "Decline to Appeal" appended hereto, all in accordance with the provisions of the State Bar Rules governing the State Bar of Texas.

In accordance with Article 10, Section 14(B), of the Rules Governing the State Bar of Texas, copies of this Judgment shall be forwarded to the Executive Director of the State Bar of Texas, the General Counsel of the State Bar of Texas, the Clerk of the Supreme Court of Texas, and the Clerk of the District Court of McLennan County, Texas, for entry upon the minutes of said Court, to be made a matter of record and appropriately recorded as the official action of the Committee.

Respondent is warned that he may expect no leniency as to the imposition of professional discipline for any future acts of professional misconduct.

SIGNED this 13th day of November, 1987.

GRIEVANCE COMMITTEE
DISTRICT NO. 8-B
STATE BAR OF TEXAS

BY: Larry O. Brady
Larry O. Brady, Chairman

BY: Louis Woodall
Louis Woodall, Secretary

CONSENT TO JUDGMENT

In connection with charges of professional misconduct filed against me and considered by your Committee, I hereby consent to entry of the attached judgment in the form submitted to me pursuant to Article X, Section 14, of the State Bar Rules.

SIGNED this 25th day of November, 1987.

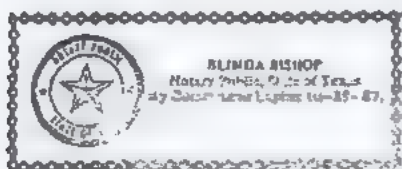
Walter Dick Kettler
Walter Dick Kettler
Bar Card No. 11364000

THE STATE OF TEXAS I

COUNTY OF MCLENNAN I

BEFORE ME, the undersigned, a notary public in and for the State of Texas, on this day personally appeared Walter Dick Kettler, known to me to be the person whose name is subscribed above, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 25th day of November, 1987.



Blinda Bishop
Notary Public in and for
the State of Texas

My Commission expires: 10-29-89

NOTICE

Pursuant to Article X, Section 10(F) of the State Bar Rules, either the General Counsel of the State Bar of Texas or the complainant, with the consent of the General Counsel, may appeal a sanction which is clearly inappropriate. Therefore, this judgment is not final until the General Counsel has declined to appeal or until an appeal, if any, is determined by the Disciplinary Review Committee.

On this 18th day of December, 1987, I, Steven D. Peterson, General Counsel of the State Bar of Texas, do hereby decline to appeal the attached judgment.

Steven D. Peterson
Steven D. Peterson,
General Counsel, State Bar of Texas

7018252:5f1

BEFORE THE GRIEVANCE COMMITTEE
FOR THE STATE BAR DISTRICT NO. 8-B
STATE BAR OF TEXAS

COMPLAINT AGAINST
DICK CLARK
WACO, TEXAS

NO. 8B-0063-86-87

JUDGMENT OF REPRIMAND

After considering the complaint initiated by the Grievance Committee for State Bar District No. 8-B, State Bar of Texas, against Dick Clark, the said Grievance Committee made the following findings:

Dick Clark is an attorney duly licensed to practice law in the State of Texas, is a member of the State Bar of Texas, and resides and practices law in Waco, McLennan County, Texas.

The Committee found just cause to believe that Dick Clark made large cash campaign contributions to District Attorney Vic Feazell for the purpose of influencing said Vic Feazell's actions as a public official; that such large cash campaign contributions did influence Vic Feazell's actions as a public official; that such large cash contributions were improper or at least have the appearance of impropriety; and that such conduct was prejudicial to the administration of justice in violation of DR 1-102(A)(5) of the Disciplinary Rules of the State Bar of Texas. The Committee therefore finds that Dick Clark is guilty of professional misconduct and should be disciplined. The Committee further finds mitigating circumstances in favor of Dick Clark which warrant consideration. Such mitigating circumstances include the Committee's



I certify that this is a true and correct copy of the original.

By *Shelli Welland*
Authorized Representative

7018251:521

2-20-2020

Dick Clark was the first or among the first to disclose such conduct to government investigators and prosecutors; that Dick Clark cooperated fully with law enforcement and prosecutorial officials in connection with a criminal action against Vic Peazell; that Dick Clark testified truthfully and with candor and forthrightness in such criminal proceeding against Vic Peazell; that Dick Clark is remorseful with regard to such misconduct on his part; and that Dick Clark has a good reputation in the community.

Considering the nature of the professional misconduct described above, and taking into consideration the mitigating circumstances described above, a REPRIMAND is hereby voted against Dick Clark by the Grievance Committee for State Bar District No. 8-B, State Bar of Texas, for professional misconduct as hereinabove set forth.

This Reprimand is to be made a matter of record and appropriately recorded, and in accordance with Article 10, Section 14(B) of the State Bar Rules, is to be published in the Texas Bar Journal, with copies forwarded to the Executive Director of the State Bar of Texas, the Clerk of the Supreme Court of Texas, the General Counsel of the State Bar of Texas, and the Clerk of the District Court of McLennan County Texas, to be made a matter of record and appropriately recorded as the official action of the Committee.

Dick Clark is warned that he may expect no leniency as to the imposition of professional discipline for further acts of professional misconduct.

Dated this 13th day of November, 1987.

GRIEVANCE COMMITTEE
DISTRICT NO. 8-B
STATE BAR OF TEXAS

By: Larry O. Brady
Larry O. Brady, Chairman

By: Louis Woodall
Louis Woodall, Secretary

CONSENT TO JUDGMENT

In connection with charges of professional misconduct filed against me and considered by your Committee, I hereby consent to entry of the attached judgment in the form submitted to me pursuant to Article 10, Section 14, of the State Bar Rules.

SIGNED this 25th day of November, 1987.



Dick Clark

THE STATE OF TEXAS I

COUNTY OF MCLENNAN I

BEFORE ME, the undersigned, a notary public in and for the State of Texas, on this day personally appeared Dick Clark, known to me to be the person whose name is subscribed above, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 25th day of November, 1987.


Notary Public in and for
the State of Texas

My Commission expires:

3-11-90



BRENDA J.P. MCCARTHY
Notary Public State of Texas
My Commission Expires 3-11-90

NOTICE

Pursuant to Article 10, Section 10(F) of the State Bar Rules, either the General Counsel of the State Bar of Texas or the complainant, with the consent of the General Counsel, may appeal a sanction which is clearly inappropriate. Therefore, this judgment is not final until the General Counsel has declined to appeal or until an appeal, if any, is determined by the Disciplinary Review Committee.

On this 25th day of November, 1987, I, Steven D. Peterson, General Counsel of the State Bar of Texas, do hereby decline to appeal the attached judgment.

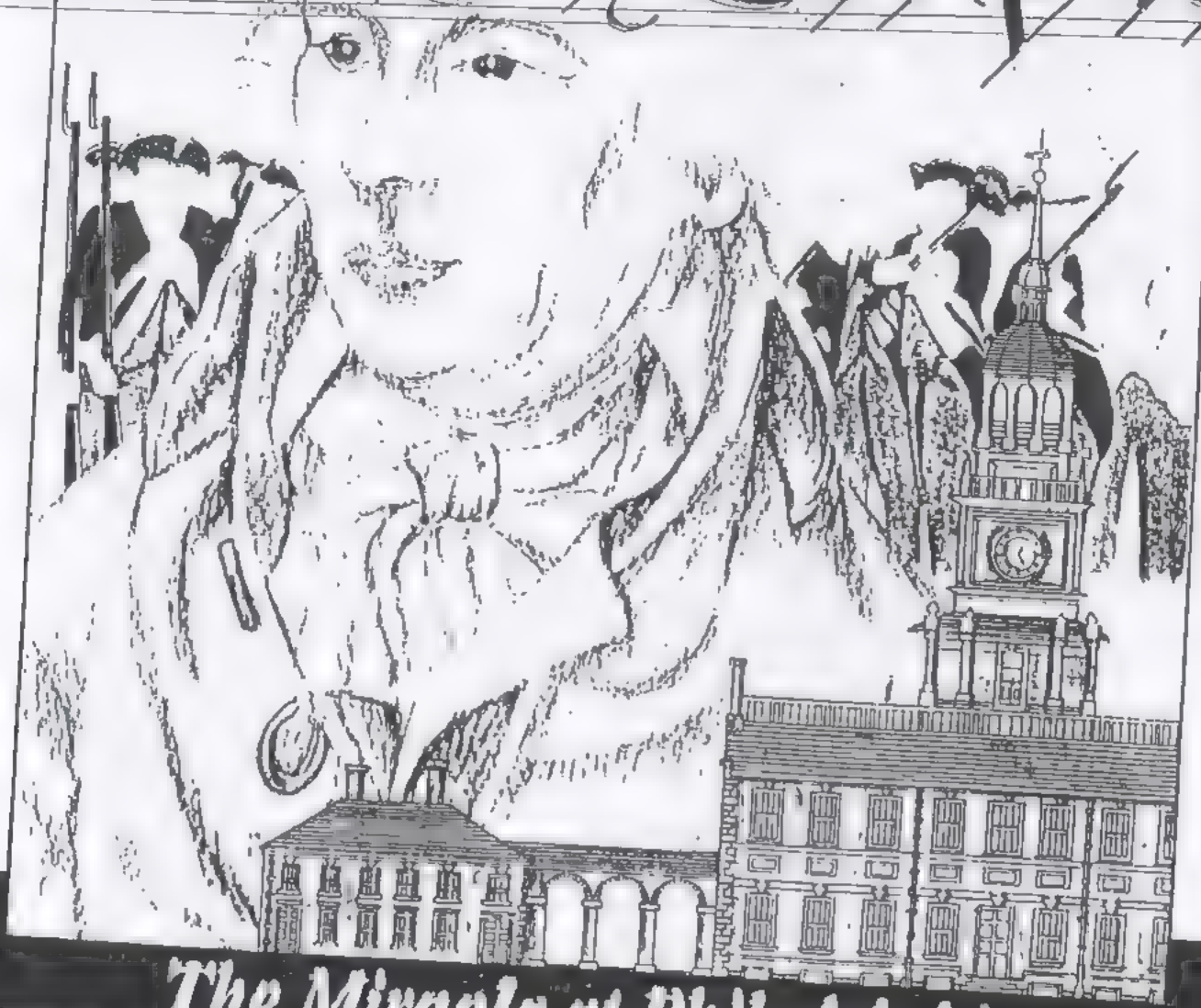

Steven D. Peterson,
General Counsel, State Bar of Texas

767

Texas Bar Journal

VOLUME 51 NUMBER 3
MARCH 1988

We the People



The Miracle at Philadelphia

Suspensions

On Jan. 4, Victor F. Feazell, of Waco was placed on two years probated suspension by an agreed judgment with the District 8-B Grievance Committee. The grievance committee found just cause to believe that Feazell, the McLennan County District Attorney, received funds from lawyers representing criminal defendants and expecting leniency for their clients, and that he called a district judge a "har" to the press. Feazell denied committing professional misconduct.

Earl F. Levis, an attorney of Bexar County, accepted a suspension from the practice of law on Oct. 21, 1987 for two years with the last 18 months probated. The first six months of actual suspension is effective from Nov. 1, 1987, to May 1, 1988, and the remaining 18 months (May 1, 1988, to Nov. 1, 1989) will be probated pending respondent's satisfactory compliance with the provisions of probation.

The District 10-A Grievance Committee ascertained Levis violated terms of a disciplinary judgment of suspension he agreed to on March 12, 1985. He also willfully or intentionally neglected a legal matter entrusted to him by allowing the statute of limitation to run on a client's suit.

The 3rd Judicial District Court of Henderson County suspended E. Ray Andrews, a Henderson County attorney, from the practice of law by agreed judgment entered Oct. 29, 1987. The suspension is for 14 months with the last 12 months probated beginning Nov. 15, 1987, and ending Jan. 14, 1989, subject to the terms of the agreed judgment and the provisions of the probation.

The court found Andrews undertook to appeal the criminal conviction of a client and failed to timely file an appellate brief on behalf of the client, notwithstanding the fact he was granted three extensions of time for the filing of the brief, resulting in the appellate courts affirming the criminal conviction without the benefit of a brief being filed on behalf of Andrews' client. The court found Andrews undertook to represent a client in a real estate partition matter on June 30, 1977 but failed to conclude the matter as of April 25, 1984. By such conduct, Andrews willfully or intentionally neglected legal matters entrusted to him, failed to carry out contracts of employment entered into with clients for professional services, and prejudiced or damaged his clients during the course of the professional relationship.

Ronald C. Nicholas, an attorney of Harris County, accepted a 12-month suspension Nov. 20, 1987, with the last six months probated. The active suspension is effective from Dec. 20, 1987, to June 20, 1988. The probated suspension, subject to provisions of probation, is from June 20 to Dec. 20.

The District 4-C Grievance Committee concluded that Nicholas failed to promptly pay or deliver to clients as requested the funds, securities, or other properties in his possession which the clients were entitled to receive. The committee also found Nicholas willfully or intentionally neglected legal matters entrusted to him, intentionally failed to seek the lawful objectives of his clients through reasonably available means permitted by law, and intentionally failed to carry out contracts of employment entered into with clients for professional services.

David P. Hardaway, an attorney of Abilene, agreed to a six-year suspension from the practice of law, effective Dec. 15, 1987. The final three years of the suspension are probated.

The District 15-D Grievance Committee found Hardaway engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation; conduct prejudicial to the administration of justice, and conduct that adversely reflected on his fitness to practice law. The committee found Hardaway willfully or intentionally neglected a legal matter entrusted to him; failed to render appropriate accountings to a client concerning funds in his possession; and failed to furnish information requested by the grievance committee. Hardaway also agreed to reimburse the Client Security Fund of the State Bar of Texas for any amount the fund may pay to one complainant in this matter.

The 48th Judicial District Court of Tarrant County suspended D.J. Smith, a Dallas attorney, from the practice of law for six years by agreed judgment entered Dec. 8, 1987. The suspension began March 1 and will run through Feb. 28, 1994. The final two years of the suspension, March 1, 1992 through Feb. 28, 1994, are to be probated.

The court found Smith, in his representation of five clients, willfully or intentionally neglected legal matters entrusted to him, handled legal matters without preparation adequate under the circumstances, intentionally failed to seek the lawful objectives of his clients through reasonably available means and

intentionally failed to carry out contracts of employment entered into with clients for professional services. Smith prejudiced or damaged clients during the course of the professional relationship, failed to promptly notify clients of the receipts of funds and failed to promptly pay or deliver to clients as requested the funds, securities, or other properties in his possession which the clients were entitled to receive. The court further found Smith engaged in conduct prejudicial to the administration of justice and conduct that adversely reflected on his fitness to practice law.

Donald O. Hall, a Waco attorney, agreed to a three-year suspension from the practice of law Dec. 5, 1987. The suspension is probated for a period of three years subject to terms and conditions of probation. The District 8-B Grievance Committee found the attorney admitted to the payment of bribes by himself and his law firm to a public official in exchange for the public official's favorable treatment and disposition of certain of respondent's clients' cases and for the agreement of said public official to exercise his discretion as a public official in favor of certain of respondent's clients. The committee found the bribes were solicited, received, and accepted by the public official. Further, the committee found Hall guilty of a misdemeanor offense of failure to pay income tax.

Walter Dick Kettler, a Waco attorney, agreed to a one-year suspension, fully probated subject to terms and conditions of probation, on Nov. 25, 1987. The District 8-B Grievance Committee found the attorney admitted complicity in the payment of bribes by his law partner and his law firm to a public official in exchange for the favorable treatment and disposition of clients' cases and for the agreement of the public official to exercise his discretion in favor of clients of respondent's law partner and law firm. The bribes were solicited, received, and accepted by the public official. The committee further found respondent pleaded guilty to a misdemeanor offense of failure to pay income tax.

Donald W. Bankston, an attorney of Fort Bend County, agreed to a six-month suspension fully probated for one year subject to terms and conditions on Dec. 15, 1987. The District 5-D Grievance Committee found the respondent engaged in conduct adversely reflecting on his fitness to practice law.

By agreed judgment of the 239th Judicial District Court of Brazoria County, James E. Coate of Pearland was suspended from the practice of law for two years. The suspension is fully probated beginning Dec. 3, 1987. By the same judgment, Coate also received a public reprimand. The court found the attorney committed professional misconduct by neglecting legal matters entrusted to him and by failing to cooperate with the District 5-C Grievance Committee concerning a grievance filed against him.

The 157th Judicial District Court of Harris County suspended Katharene I. Halsey of Houston from the practice of law for 24 months effective Dec. 3, 1987. The court found Halsey willfully or intentionally neglected legal matters entrusted to her, failed, and/or refused, to communicate with clients concerning the status of legal matters, and failed, and/or refused, to keep clients informed of the status of legal matters. Halsey, the court found, willfully or intentionally failed, and/or refused, to prosecute a case with reasonable diligence so the case was dismissed for want of prosecution; falsely represented to a client that her case was pending knowing that it had

been dismissed for want of prosecution; intentionally neglected, failed, and/or refused, to inform a client of settings of hearings in a legal matter; and failed to furnish information requested by the Office of General Counsel and the District 4-A Grievance Committee concerning grievances filed against her.

Victor H. Gillespie, an attorney of Corpus Christi, agreed to a public reprimand and a 30-day suspension from the practice of law on Dec. 1, 1987. The District 11-A Committee found Gillespie failed to furnish information requested by the committee concerning a grievance filed against him. The suspension was effective Nov. 23, 1987 through Dec. 22, 1987.

The District 11-A Committee found respondent failed to seek the lawful objectives of a client and failed to carry out a contract of employment entered into with a client resulting in prejudice or damage to his client during the course of the professional relationship.

Ronald H. Moody, a Waco attorney, accepted a one-year suspension from the practice of law on Dec. 5, 1987. The suspension is fully probated subject to terms and conditions of the probation. The District 8-B Grievance Committee found the attorney made large cash campaign contributions to a public official, that such large cash contributions were solicited and accepted by the public official, and that such large cash contributions had at least the appearance of impropriety. Moody pleaded guilty to a misdemeanor offense of failure to pay income tax.

Kenneth H. Crow, a Waco attorney, accepted a one-year suspension from the practice of law Dec. 5, 1987. The suspension is fully probated subject to compliance with terms and conditions of probation. The District 8-B Grievance Committee found the attorney made large cash campaign contributions to a public official, that such large cash contributions were solicited and accepted by the public official, and such large cash contributions had at least the appearance of impropriety. Respondent pleaded guilty to failure to pay income tax.

Drew Jackson Littleton of Hidalgo County accepted a six-month suspension, fully probated for six months subject to strict observance of certain conditions set forth by the District 12-B Grievance Committee. The suspension was effective Oct. 2, 1987.

The District 12-B Grievance Committee found Littleton, in three matters, willfully or intentionally neglected legal matters entrusted to him, intentionally

failed to seek the lawful objectives clients through reasonably available means, and failed to carry out contract of employment entered into with a client for professional services. It was found Littleton failed to furnish information requested by the grievance committee in a timely fashion.

Melvin E. Corley, an attorney of Travis County, was suspended from practice of law for five years by a judgment of the 345th Judicial District Court of Travis County. The suspension which is probated, runs from Jan. 1, through Dec. 31, 1992. The court found Corley willfully or intentionally neglected a legal matter entrusted to him, failed to seek the lawful objectives of his client through reasonably available means permitted by a contract of employment entered into with a client for professional services, and to promptly pay or deliver to a client requested by a client the fees, securities, or other properties in the session of the lawyer which the client entitled to receive.

Disbarments

Lon R. Starke, an attorney of Dallas County, was disbarred by judgment of the 15th Judicial District Court of Dallas County. The court found Starke engaged in conduct involving dishonesty, fraud, or misrepresentation and conduct adversely reflected on his fitness to practice law. He handled a legal matter which he knew or should have known he was not competent to handle, handled a matter without preparation adequate under the circumstances, willfully or intentionally neglected a legal matter entrusted to him, and intentionally failed to seek the lawful objectives of his client through reasonably available means permitted by law. Starke, it was found, intentionally failed to carry out a contract of employment entered into with a client for professional services and intentionally prejudiced or damaged his client during the course of the professional relationship. The order was entered on Dec. 16, 1987.

The 152nd Judicial District Court of Harris County disbarred Mike C. Mapes by order entered Oct. 19, 1987. The court found Mapes willfully and intentionally neglected a legal matter allowed default to be entered against his client. The court further found Mapes intentionally misrepresented the status of a case to the client and advised her to take action contrary to the court order.

Due to Mapes' deceit and misrepresentation, his client was found in contempt and fined. Mapes thereupon agreed

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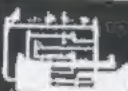
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...assessed against his client. He failed to pay the fines, after representing to his client that he was taking care of them, which resulted in his client being jailed.

On Nov. 9, 1987, the 280th Judicial District Court of Harris County entered an order disbaring Henry W. Smith of Houston. The court found Smith violated Disciplinary Rules 1-102(A)(3), (4), (5), and (6), 2-106(A) and (B), 3-101(B), 6-101(A), 7-101(A), 7-104(A)(2), 7-105(A), 7-106(C)(9), 9-102(A)(2), 9-102(B)(3) and (4) of the Code of Professional Responsibility with regard to his representation of six clients. The court also found Smith violated Disciplinary Rules 2-101(A)(1), (2), (3), and (8), 2-101(B), 2-101(C)(2), 2-101(E), and 2-104 of the Code of Professional Responsibility with regard to an advertisement Smith had published in the *Houston Post TV Week*.

Public Reprimands

Harold Jackson (Jack) Holcomb, formerly of Waco, agreed to two public reprimands Dec. 28, 1987. The District 8-B Grievance Committee found Holcomb willfully and intentionally neglected legal matters and intentionally failed to carry out contracts of employment entered into with clients.

Richard Lee (Dick) Clark a Waco attorney, agreed to a public reprimand Nov. 25, 1987. The District 8-B Grievance Committee found the attorney made large cash campaign contributions to a public official, that such contributions were improper or at least had the appearance of impropriety, and that such conduct was prejudicial to the administration of justice, in violation of DR 1-102(A)(5).

Private Reprimands

A Houston attorney accepted a private reprimand Nov. 23, 1987. The District 4-A Grievance Committee found the attorney acquired a proprietary interest in a cause of action or subject matter of litigation he was conducting for a client.

A Houston attorney accepted a private reprimand on Oct. 26, 1987. The District 4-B Grievance Committee found the attorney failed to properly supervise an employee of his in a related business who solicited a client not only for the related company but for his law firm as well.

An attorney of Harris County accepted a private reprimand on Oct. 30, 1987. The District 4-E Grievance Committee found the attorney engaged in

conduct involving dishonesty, fraud, deceit, or misrepresentation.

A Houston attorney agreed to a private reprimand on Oct. 29, 1987. The District 4-B Grievance Committee found the attorney failed and/or refused to timely file an action to set aside a judgment by bill of review.

A San Antonio attorney agreed to a private reprimand on Nov. 17, 1987. The District 10-A Grievance Committee found the attorney accepted employment when he should have known his professional judgment on behalf of his client would be or reasonably might be affected by his own financial, business, property, or personal interests, without the consent of his client or without full disclosure to his client. The committee further found that attorney entered into a business transaction with a client having differing interests therein.

An El Paso attorney agreed to a private reprimand on Nov. 25, 1987. The District 17-A Grievance Committee found the attorney failed and refused to cooperate with the committee in violation of Article X, Section 7, of the State Bar Rules.

A Fort Worth attorney agreed to two private reprimands Nov. 20, 1987. The District 7-A Grievance Committee found the attorney failed to timely furnish information concerning grievances filed against him as requested by the General Counsel and the grievance committee.

A Richmond attorney agreed to a private reprimand on Dec. 9, 1987. The District 5-D Grievance Committee found the respondent failed to timely respond to its request for information regarding a grievance filed against the attorney.

A Houston attorney agreed to a private reprimand on Dec. 1, 1987. The District 4-B Grievance Committee found the attorney represented a client where the attorney had a conflict of interest in violation of DR 5-105.

A Dallas attorney agreed to a private reprimand Dec. 14, 1987. The District Six Grievance Committee found the attorney willfully or intentionally neglected a legal matter entrusted to him, failed to seek the lawful objectives of his client through reasonably available means, and failed to carry out a contract of employment entered into with a client for professional services.



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VOLUME 61

WACO, TEXAS, FRIDAY, JANUARY 8, 1988

664100 NUMBER 2

Feazell Disciplined By Bar

By CAMELIA FOSTER

Acceptance of bribes and violation of the code of ethics by attorneys were the counts agreed upon Monday between McLennan County District Attorney Victor Feazell and the State Bar General Council and the local bar grievance committee.

Waco Council

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The acceptance of bribes stems from testimony given during his trial in Austin on charges of bribery and conspiracy in which local attorneys testified they had paid him campaign contributions to get favorable results on criminal cases they were handling with criminal justice attorney office.

The violation of the lawyer's code was in relation to Feazell paying \$400 St. District Judge a "bar" from a newspaper article, which is referred to as professional misconduct.

The agreement between the parties calls for a two-year suspension of his license to be fully probated for the complete two years.

The judgment of suspension reads as follows: "All of the evidence submitted to it found just cause to believe that Victor Fred Feazell is guilty of professional misconduct with respect to the above captioned complaints and should be disciplined."

The committee of the opinion that respondent should be suspended from the practice of law for two years. It further appears to the committee that the imposition of the foregoing disciplinary sanction should be suspended and respondent should be allowed to continue to practice law without probation.

The committee of the State Bar, I have agreed and continue to deny a such a situation and charges of professional misconduct and I do not consent or agree with the findings of the said committee that I am guilty of professional misconduct and should be disciplined.

However, solely for the purpose of achieving a disposition of the complaints against me without the necessity of protracted and expensive litigation I do hereby consent to the imposition of the disciplinary

sanction imposed against me in the attached judgment submitted to me by pursuant to Art 10 Sec. 14 of the State Bar Rules. I further consent and agree that venue and jurisdiction to enter the attached judgment properly lies with the District SB Grievance Committee, State Bar of Texas and I hereby withdraw my request that the said committee rescind itself and that the complaints against me be transferred to another committee. Vic Feazell Bar Card No. 066-722-80.

In a statement released Tuesday, Feazell said, "I would not discuss the particulars of the settlement until the papers are filed. I won't breach the confidentiality of the Bar proceedings by commenting on any of the particulars of the agreement. I can, however, say it was settled in such a manner that there will be no interference in my work as district attorney."

Regarding rumors of resignation, Feazell stated: "Resignation is just careful thinking on the part of a lawyer. The rumors of my resignation are just that—rumors. I have no intention of resigning at this time. I plan to be busy this year doing what needs to be done to help get the criminal justice system back on track."

The statement took no mention on Feazell's alleged District Court of criminal conduct in the district practice without notice of any of the many complaints filed according to sources, and his continuing conversations with attorneys, or with them without their knowledge.

The agreement filed against Feazell is similar to those filed against attorneys who testified against him during his trial in Austin. With the exception four of them are doing community service projects and have paid fines to the IRS on income not included on their tax returns in regards to the money they testified they had paid to Feazell.

Feazell was acquitted by the jury in the trial in Austin.